

## IN THE UNITED STATES COURT OF FEDERAL CLAIMS

---

COMMON GROUND HEALTHCARE  
COOPERATIVE,

Plaintiff,

v.

THE UNITED STATES,

Defendant.

No. 17-877C

Filed: June 1, 2021

**ORDER**

On April 13, 2021, the Dispute Subclass, which consists of Freelancers Co-Op of New Jersey, Inc., and the United States filed a stipulation to entry of judgment. *See* Stip. for Entry of Partial J. as to the Dispute Subclass, ECF No. 142. The parties stipulate that the Dispute Subclass is entitled to payment from the United States in the amount of \$44,399,653.90 under the risk corridors program created by Section 1342 of the Patient Protection and Affordable Care Act, Pub. L. No. 111-148 (2010), 124 Stat. 119, and the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152 (2010), 124 Stat. 1029 (collectively, the “ACA”), for the 2016 benefit year. *See* ECF No. 142 at 3. The parties further stipulate that the United States is entitled to payment from the Dispute Subclass in the amount of \$32,659,026.85, which includes payments from the Dispute Subclass associated with advance payment of tax credits, cost-sharing reductions, cost-sharing reduction reconciliations, federally-facilitated exchange user fees, risk adjustment program user fees, and a start-up loan received from the United States. *Id.* The parties request that the Court enter judgment in favor of the Dispute Subclass and judgment in favor of the United States in accordance with the stipulation. *See id.* at 3-4.

Having determined pursuant to Rule 54(b) of the Rules of the United States Court of Federal Claims that there is no just reason for delay, the Court directs the Clerk to enter final judgment in favor of the Dispute Subclass in the amount of \$44,399,653.90 and final judgment in favor of the United States in the amount of \$32,659,026.85. The judgment in favor of the United States shall be paid and satisfied in full through deduction from the amount owed under the judgment to the Dispute Subclass, creating a net amount payable by the United States to the Dispute Subclass totaling \$11,740,627.05.

**SO ORDERED.**

Dated: June 1, 2021

/s/ Kathryn C. Davis  
KATHRYN C. DAVIS  
Judge